

COPY

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7 Attorneys for Plaintiff,
8 STEPHANIE PERUZZI

9 UNITED STATES DISTRICT COURT
10 CENTRAL DISTRICT OF CALIFORNIA

11 STEPHANIE PERUZZI

12 Plaintiff,

13 vs.

14 REAL TIME RESOLUTIONS, INC.;
15 and DOES 1 to 10, inclusive,
16 Defendants.

17 **CV12 07784**
18 Case No.:

19 **COMPLAINT AND DEMAND FOR
20 JURY TRIAL**

21 **(Unlawful Debt Collection Practices)**

22 **Demand Does Not Exceed \$10,000**

23 **COMPLAINT AND DEMAND FOR JURY TRIAL**

24 **INTRODUCTION**

25 1. This is an action for actual and statutory damages brought by Plaintiff,
STEPHANIE PERUZZI, an individual consumer, against Defendant, REAL TIME
RESOLUTIONS, INC., for violations of the Fair Debt Collection Practices Act, 15
U.S.C. § 1692 *et seq.* (hereinafter "FDCPA") and Rosenthal Fair Debt Collection

2012 SEP 11 PM 2:12
CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

FILED

FMOx

1 Practices Act, California Civil Code § 1788 *et seq.* ("RFDCPA"), which prohibits
2 debt collectors from engaging in abusive, deceptive, and unfair practices.

3
4 **JURISDICTION**

5 2. Jurisdiction of this court arises under 15 U.S.C. § 1692k(d) and 28
6 U.S.C. §§ 1331, 1337 and 1367. Venue in this District is proper in that the
7 Defendant transacts business here and Defendant's collection communications
8 were received by Plaintiff here.
9

10
11 **PARTIES**

12 3. Plaintiff, STEPHANIE PERUZZI, is a natural person with a
13 permanent residence in Los Angeles County. Plaintiff is a "consumer" as defined
14 by the FDCPA, 15 U.S.C. § 1692a(3) and is a "debtor" as defined by Cal. Civ.
15 Code § 1788.2(h).
16

17 4. Upon information and belief the Defendant, REAL TIME
18 RESOLUTIONS, INC., is a company engaged in the business of collecting debt in
19 this state and in several other states, with its principal place of business located in
20 Dallas, Texas. The principal purpose of Defendant is the collection of debts in this
21 state and several other states, and Defendant regularly attempts to collect debts
22 alleged to be due another.
23
24
25

1 5. Defendant is engaged in the collection of debts from consumers using
2 the mail and telephone. Defendant regularly attempts to collect consumer debts
3 alleged to be due to another. Defendant is a "debt collector" as defined by the
4 FDCPA, 15 U.S.C. § 1692a(6), and RFDCPA, Cal. Civ. Code § 1788.2(c).

6
7 **FACTUAL ALLEGATIONS**

8 6. Within one (1) year prior to the filing of this Complaint, Defendant
9 attempted to collect an alleged debt from Plaintiff.

10 7. The debt Defendant is attempting to collect on is an alleged obligation
11 of a consumer to pay money arising out of a transaction in which the money,
12 property, insurance or services which are the subject of the transaction are
13 primarily for personal, family, or household purposes, whether or not such
14 obligation has been reduced to judgment. As such, it qualifies as "debt," as
15 defined by 15 U.S.C. § 1692a(5) and "consumer debt," as defined by Cal. Civ.
16 Code § 1788.2(f).
17
18

19 8. Within one (1) year prior to the filing of this Complaint, Defendant, in
20 connection with the collection of the alleged debt, began constantly and
21 continuously contacting Plaintiff by telephone.
22

23 9. Defendant has hung-up before Plaintiff or Plaintiff's voicemail was
24 able to answer on numerous occasions and thus failed to meaningfully disclose its
25 identity.

1 10. Defendant has called from the telephone numbers 855-881-1170, 855-
2 738-5846 and 877-599-7334.

3 11. Defendant, in connection with the collection of the alleged debt,
4 constantly and continuously called a third party, Plaintiff's parents.

5 12. Defendant called Plaintiff after 9:00 postmeridian time at Plaintiff's
6 location on at least one occasion.

7 13. The natural consequences of Defendant's actions was to produce an
8 unpleasant and/or hostile situation between Defendant and Plaintiff.

9 14. The natural consequences of Defendant's statements and actions was
10 to cause Plaintiff mental distress.

11
12
13
14 **FIRST CLAIM FOR RELIEF**
15 **(Violation of the Fair Debt Collection Practices Act, 15 U.S.C. § 1692 et seq.)**

16 15. Plaintiff repeats and re-alleges and incorporates by reference to the
17 foregoing paragraphs.

18 16. Defendant violated the FDCPA. Defendant's violations include, but
19 are not limited to, the following:

20 (a) Defendant violated §1692b(3) of the FDCPA by communicating with a third
21 party other than the consumer more than once, without a request to do so by
22 the third party or a reasonable belief that the earlier response was erroneous
23
24
25

1 or incomplete and that the third party now has correct or complete location
2 information regarding the client

3 (b) Defendant violated §1692c(a)(1) of the FDCPA by contacting a consumer in
4 connection with the collection of any debt after 9 o'clock postmeridian, local
5 time at the consumer's location; and
6

7 (c) Defendant violated §1692d of the FDCPA by engaging in conduct the
8 natural consequences of which is to harass, oppress, or abuse any person in
9 connection with the collection of an alleged debt; and
10

11 (d) Defendant violated §1692d(5) of the FDCPA by causing Plaintiff's
12 telephone to ring continuously with intent to annoy, abuse, or harass; and
13

14 (e) Defendant violated §1692d(6) of the FDCPA by placing telephone calls
15 without meaningful disclosure of the caller's identity; and
16

17 (f) Defendant violated §1692f of the FDCPA by using unfair or unconscionable
18 means in connection with the collection of an alleged debt.

19 **SECOND CLAIM FOR RELIEF**

20 (Violation of the Rosenthal Fair Debt Collection Practices Act, Cal. Civ.
21 Code § 1788 *et seq.*)

22 17. Plaintiff repeats and re-alleges and incorporates by reference to the
23 foregoing paragraphs.

24 18. Defendant violated the RFDCPA. Defendant's violations include, but
25 are not limited to, the following:

1 (a) Defendant violated *Cal. Civ. Code § 1788.11b* of the RFDCPA by placing
2 telephone calls without disclosure of the caller's identity; and

3 (b) Defendant violated *Cal. Civ. Code § 1788.11d* of the RFDCPA by causing a
4 telephone to ring repeatedly or continuously to annoy the person called; and

5 (c) Defendant violated *Cal. Civ. Code § 1788.11e* of the RFDCPA by
6 communicating, by telephone or in person, with Plaintiff with such
7 frequency as to be unreasonable and to constitute an harassment to the
8 debtor under the circumstances; and

9 (d) Defendant violated *Cal. Civ. Code § 1788.17* of the RFDCPA by failing to
10 comply with *§ 1692 et seq.* of the FDCPA, as noted above.

11
12
13 19. Defendant's acts as described above were done intentionally with the
14 purpose of coercing Plaintiff to pay the alleged debt.

15
16 20. As a result of the foregoing violations of the FDCPA and RFDCPA,
17 Defendant is liable to the Plaintiff, STEPHANIE PERUZZI, for actual damages,
18 statutory damages, and costs and attorney fees.
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PRAYER FOR RELIEF

WHEREFORE, Plaintiff respectfully requests that judgment be entered against Defendant, REAL TIME RESOLUTIONS, INC., for the following:

- A. Actual damages;
- B. Statutory damages pursuant to 15 U.S.C. § 1692k and Cal. Civ. Code § 1788.30;
- C. Costs and reasonable attorney fees pursuant to 15 U.S.C. § 1692k and Cal. Civ. Code § 1788.30;
- D. Awarding Plaintiff any pre-judgment and post-judgment interest as may be allowed under the law.
- E. For such other and further relief as the Court may deem just and proper.

DEMAND FOR JURY TRIAL

Please take notice that Plaintiff, STEPHANIE PERUZZI, demands trial by jury in this action.

**RESPECTFULLY SUBMITTED,
PRICE LAW GROUP APC**

DATED: September 6, 2012

By: 

G. Thomas Martin, III
Attorney for Plaintiff

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY

This case has been assigned to District Judge John F. Walter and the assigned discovery Magistrate Judge is Fernando M. Olguin.

The case number on all documents filed with the Court should read as follows:

CV12- 7784 JFW (FMOx)

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge

NOTICE TO COUNSEL

A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).

Subsequent documents must be filed at the following location:

☒ **Western Division**
312 N. Spring St., Rm. G-8
Los Angeles, CA 90012

☐ **Southern Division**
411 West Fourth St., Rm. 1-053
Santa Ana, CA 92701-4516

☐ **Eastern Division**
3470 Twelfth St., Rm. 134
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the
Central District of California

STEPHANIE PERUZZI

Plaintiff

v.

REAL TIME RESOLUTIONS, INC.; and DOES 1 to
10, inclusive,

Defendant

CV12 07784 JFW FMOx

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

REAL TIME RESOLUTIONS, INC.
CT Corporation System
1200 South Pine Island Road
Plantation, FL 33324

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

G. Thomas Martin, III, Esq. (SBN 218456)
PRICE LAW GROUP, APC
15760 Ventura Blvd., Suite 1100
Encino, CA 91436
T: (818) 907-2030; F: (866) 397-2030
tom@plglawfirm.com

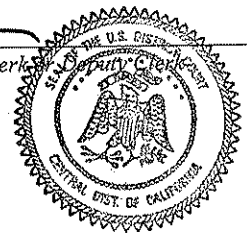
If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: _____

9/11/12

Chawen
Signature of Clerk



1181

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

| | | | |
|---|--|--|--|
| I (a) PLAINTIFFS (Check box if you are representing yourself <input type="checkbox"/>) STEPHANIE PERUZZI | | DEFENDANTS REAL TIME RESOLUTIONS, INC.; and DOES 1 to 10, inclusive, | |
| (b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.) G. Thomas Martin, III (SBN 218456); PRICE LAW GROUP, APC 15760 Ventura Blvd., Suite 1100, Encino, CA 91436 T: 818-907-2030 | | Attorneys (If Known) | |

| | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|--|---|---|---|----------------------------|----------------------------|----------------------------|----------------------------|----------------------------|---|----------------------------|---|----------------------------|--|----------------------------|--|---|----------------------------|---|----------------------------|----------------------------|---|---|----------------------------|----------------------------|----------------|----------------------------|----------------------------|--|
| II. BASIS OF JURISDICTION (Place an X in one box only.) <input type="checkbox"/> 1 U.S. Government Plaintiff <input checked="" type="checkbox"/> 3 Federal Question (U.S. Government Not a Party) <input type="checkbox"/> 2 U.S. Government Defendant <input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III) | III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only (Place an X in one box for plaintiff and one for defendant.) <table style="width:100%; border: none;"> <tr> <td style="width:33%; border: none;">Citizen of This State</td> <td style="width:33%; border: none;"> <table style="width:100%; border: none;"> <tr> <td style="text-align: center;">PTF</td> <td style="text-align: center;">DEF</td> <td style="border: none;"></td> <td style="text-align: center;">PTF</td> <td style="text-align: center;">DEF</td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/> 1</td> <td style="text-align: center;"><input type="checkbox"/> 1</td> <td style="border: none;">Incorporated or Principal Place of Business in this State</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> </tr> </table> </td> <td style="width:33%; border: none;">Citizen of Another State</td> <td style="border: none;"> <table style="width:100%; border: none;"> <tr> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td style="border: none;">Incorporated and Principal Place of Business in Another State</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> </tr> </table> </td> </tr> <tr> <td style="border: none;">Citizen or Subject of a Foreign Country</td> <td style="border: none;"> <table style="width:100%; border: none;"> <tr> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td style="border: none;">Foreign Nation</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> </tr> </table> </td> <td style="border: none;"></td> </tr> </table> | Citizen of This State | <table style="width:100%; border: none;"> <tr> <td style="text-align: center;">PTF</td> <td style="text-align: center;">DEF</td> <td style="border: none;"></td> <td style="text-align: center;">PTF</td> <td style="text-align: center;">DEF</td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/> 1</td> <td style="text-align: center;"><input type="checkbox"/> 1</td> <td style="border: none;">Incorporated or Principal Place of Business in this State</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> </tr> </table> | PTF | DEF | | PTF | DEF | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business in this State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 | Citizen of Another State | <table style="width:100%; border: none;"> <tr> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td style="border: none;">Incorporated and Principal Place of Business in Another State</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> </tr> </table> | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business in Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 | Citizen or Subject of a Foreign Country | <table style="width:100%; border: none;"> <tr> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td style="border: none;">Foreign Nation</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> </tr> </table> | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 | |
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| PTF | DEF | | PTF | DEF | | | | | | | | | | | | | | | | | | | | | | | | |
| <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business in this State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 | | | | | | | | | | | | | | | | | | | | | | | | |
| <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business in Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 | | | | | | | | | | | | | | | | | | | | | | | | |
| Citizen or Subject of a Foreign Country | <table style="width:100%; border: none;"> <tr> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td style="border: none;">Foreign Nation</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> </tr> </table> | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 | | | | | | | | | | | | | | | | | | | | | | |
| <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 | | | | | | | | | | | | | | | | | | | | | | | | |

IV. ORIGIN (Place an X in one box only.)
☒ 1 Original Proceeding
 ☐ 2 Removed from State Court
 ☐ 3 Remanded from Appellate Court
 ☐ 4 Reinstated or Reopened
 ☐ 5 Transferred from another district (specify):
 ☐ 6 Multi-District Litigation
 ☐ 7 Appeal to District Judge from Magistrate Judge

V. REQUESTED IN COMPLAINT: JURY DEMAND: ☒ Yes ☐ No (Check 'Yes' only if demanded in complaint.)
CLASS ACTION under F.R.C.P. 23: ☐ Yes ☒ No
 MONEY DEMANDED IN COMPLAINT: \$ according to proof

VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)
 Unlawful Debt Collection Practices

VII. NATURE OF SUIT (Place an X in one box only.)

| | | | | | |
|---|---|--|---|---|---|
| OTHER STATUTES | CONTRACT | TORTS | TORTS | PRISONER | LABOR |
| <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input checked="" type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Act <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Info. Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes | <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise <div style="text-align: center;">REAL PROPERTY</div> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property | <div style="text-align: center;">PERSONAL INJURY</div> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Fed. Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury-Med Malpractice <input type="checkbox"/> 365 Personal Injury-Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <div style="text-align: center;">IMMIGRATION</div> <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus-Alien Detainee <input type="checkbox"/> 465 Other Immigration Actions | <div style="text-align: center;">PERSONAL PROPERTY</div> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability <div style="text-align: center;">BANKRUPTCY</div> <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <div style="text-align: center;">CIVIL RIGHTS</div> <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 American with Disabilities - Employment <input type="checkbox"/> 446 American with Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights | <div style="text-align: center;">PETITIONS</div> <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General Habeas Corpus <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus/Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <div style="text-align: center;">FORFEITURE/PENALTY</div> <input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs <input type="checkbox"/> 660 Occupational Safety /Health <input type="checkbox"/> 690 Other | <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act <div style="text-align: center;">PROPERTY RIGHTS</div> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark <div style="text-align: center;">SOCIAL SECURITY</div> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) <div style="text-align: center;">FEDERAL TAX SUITS</div> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS-Third Party 26 USC 7609 |

CV12 07784

FOR OFFICE USE ONLY: Case Number: _____

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

VIII(a). IDENTICAL CASES: Has this action been previously filed in this court and dismissed, remanded or closed? ☒ No ☐ Yes
 If yes, list case number(s): _____

VIII(b). RELATED CASES: Have any cases been previously filed in this court that are related to the present case? ☒ No ☐ Yes
 If yes, list case number(s): _____

Civil cases are deemed related if a previously filed case and the present case:

- (Check all boxes that apply) ☐ A. Arise from the same or closely related transactions, happenings, or events; or
☐ B. Call for determination of the same or substantially related or similar questions of law and fact; or
☐ C. For other reasons would entail substantial duplication of labor if heard by different judges; or
☐ D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: (When completing the following information, use an additional sheet if necessary.)

- (a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named plaintiff resides.
☐ Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

| | |
|---------------------------|---|
| County in this District:* | California County outside of this District; State, if other than California; or Foreign Country |
| Los Angeles | |

- (b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named defendant resides.
☐ Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

| | |
|---------------------------|---|
| County in this District:* | California County outside of this District; State, if other than California; or Foreign Country |
| | Texas |

- (c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** claim arose.
Note: In land condemnation cases, use the location of the tract of land involved.

| | |
|---------------------------|---|
| County in this District:* | California County outside of this District; State, if other than California; or Foreign Country |
| Los Angeles | |

* Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties

Note: In land condemnation cases, use the location of the tract of land involved

X. SIGNATURE OF ATTORNEY (OR PRO PER):  Date 09/06/2012

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

Key to Statistical codes relating to Social Security Cases:

| Nature of Suit Code | Abbreviation | Substantive Statement of Cause of Action |
|---------------------|--------------|--|
| 861 | HIA | All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b)) |
| 862 | BL | All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923) |
| 863 | DIWC | All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g)) |
| 863 | DIWW | All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g)) |
| 864 | SSID | All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended. |
| 865 | RSI | All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g)) |